

0558-A-FWC-A 070165.0597

Applicant : Gelman *et al.*

Serial No. : 09/902,432

Examiner: TBA

Filed : July 10, 2001

Group Art Unit: 1632

For : TUMOR SUPPRESSOR GENE # 6

RESPONSE TO NOTICE TO FILE MISSING PARTS

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231. Date: April 3, 2002

Attorney: Carmella L. Stephens

PTO Reg. No. 41,328

Carmella L. Stephens
Signature

April 3 2002
Date of Signature

Assistant Commissioner of Patents
Washington, D.C. 20231

SIR:

In response to the Notice to File Missing Parts dated October 3, 2001, please find

enclosed:

- (i) a Combined Declaration and Power of Attorney, executed by the Applicants;
- (ii) substitute drawings, in compliance with 37 CFR 1.84;
- (iii) a Submission of Sequence Listing, with Sequence Listing in paper and computer readable format;
- (iv) a Petition for Extension of Time under 37 CFR 1.136(a) for a period of four months, up to and including April 3, 2002; and
- (v) A check in the amount of \$785, which is comprised of: \$65 for the declaration surcharge and \$720 for the fee for extension of time for four

NY02:379176.1

203040 " 2E420660

04/10/2002 09:00:00 09902432

65.00 DP

02 FC:205

months. The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication to Deposit Account No. 02-4377. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Carmella L. Stephens
Rochelle K. Seide
PTO Reg. No. 32,300

Carmella L. Stephens
PTO Registration No. 41,328

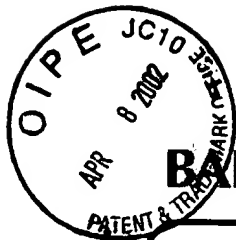
ATTORNEYS FOR APPLICANTS

(212) 408-2539

BAKER BOTTS, L.L.P
30 Rockefeller Plaza
New York NY 10112

Encls.

20230410 21:42:06.50

**BAKER BOTTS LLP**

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT**(\$ 785****Complete if Known**

Application Number	09/902,432
Filing Date	07/10/2001
First Named Inventor	Irwin Gelman
Examiner Name	To be Assigned
Group Art Unit	1632
Attorney Docket No.	A30558-A-FWC-A

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

02-4377

Deposit
Account
Name

Baker Botts LLP

- ☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status.
See 37 CFR 1.27

2. ☒ **Payment Enclosed:**

- ☒ Check ☐ Credit card ☐ Money
Order ☐ Other

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
740	370	Utility filing fee	
330	165	Design filing fee	
510	255	Plant filing fee	
740	370	Reissue filing fee	
160	80	Provisional filing fee	

SUBTOTAL (1) (\$ 0**2. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
20	= 0	X	= 0
3	= 0	X	= 0
Multiple Dependent			

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description
18	9	Claims in excess of 20
84	42	Independent claims in excess of 3
280	140	Multiple dependent claim, if not paid
84	42	** Reissue independent claims over original patent
18	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)**(\$ 0**

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	65
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	For filing a request for <i>ex parte</i> reexamination	
920*	920*	Requesting publication of SIR prior to Examiner action	
1,840*	1,840*	Requesting publication of SIR after Examiner action	
110	55	Extension for reply within first month	
400	200	Extension for reply within second month	
920	460	Extension for reply within third month	
1,440	720	Extension for reply within fourth month	720
1,960	980	Extension for reply within fifth month	
320	160	Notice of Appeal	
320	160	Filing a brief in support of an appeal	
280	140	Request for oral hearing	
1,510	1,510	Petition to institute a public use proceeding	
110	55	Petition to revive - unavoidable	
1,280	640	Petition to revive - unintentional	
1,280	640	Utility issue fee (or reissue)	
460	230	Design issue fee	
620	310	Plant issue fee	
130	130	Petitions to the Commissioner	
50	50	Processing fee under 37 CFR 1.17(q)	
180	180	Submission of Information Disclosure Stmt	
40	40	Recording each patent assignment per property (times number of properties)	
740	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
740	370	For each additional invention to be examined (37 CFR § 1.129(b))	
740	370	Request for Continued Examination (RCE)	
900	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 785**SUBMITTED BY**Name (Print/Type) **Carmella L. Stephens**Registration No.
(Attorney/Agent)

41,328

Complete (if applicable)

Telephone (212) 408-2539

Signature

Carmella L. Stephens

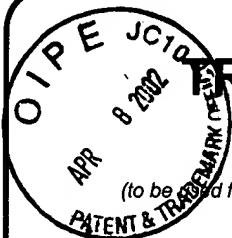
Date

April 3, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

BAKER BOTTS LLP

Please type a plus sign (+) inside this box → ☐



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/902,432
Filing Date	07/10/2001
First Named Inventor	Irwin Gelman
Group Art Unit	1632
Examiner Name	To be Assigned
Attorney Docket Number	A30558-A-FWC-A

ENCLOSURES (check all that apply)

- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form
<input checked="" type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment / Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input checked="" type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input type="checkbox"/> Information Disclosure Statement
<input type="checkbox"/> Certified Copy of Priority Document(s)
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)
<input checked="" type="checkbox"/> Drawing(s) (90 sheets)
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Executed Combined Declaration and Power of Attorney; and Submission of Sequence Listing + Sequence Listing in computer and paper readable form. |
|---|--|--|

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	BakerBotts LLP 30 Rockefeller Plaza New York, NY 10112
Signature	<i>Carmella L. Stephens</i> Att Name: Carmella L. Stephens PTO Reg: 41,328
Date	April 3, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: April 3, 2002

Typed or printed name	Carmella L. Stephens		
Signature	<i>Carmella L. Stephens</i>	Date	April 3, 2002

Title: TUMOR SUPPRESSOR GENE

Use Space Below for Additional Information:

2013040 "25720650